



**Law Department**

Paul Limmiatis  
Associate Counsel  
(212) 460-2571  
limmiatisp@coned.com

Consolidated Edison Company  
of New York, Inc.  
4 Irving Place, 18<sup>th</sup> Floor  
New York, NY 10003-0987  
www.conEd.com

August 12, 2020

**VIA ECF**

Honorable Katharine H. Parker  
United States Magistrate Judge  
United States District Court  
Southern District of New York  
500 Pearl Street, Room 750  
New York, New York 10007

**USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: \_\_\_\_\_  
DATE FILED: 08/12/2020**

**MEMO ENDORSED**

Re: Talarico v. Consolidated Edison Company of New York, Inc., and Elena Bruck, M.D.;  
No. 20-CV-04443 (AT) (KHP)

Dear Judge Parker:

Defendant Consolidated Edison Company of New York, Inc. ("Con Edison") requests adjournment of the initial scheduling and case management telephone conference scheduled for August 19, 2020, at 10:00 am, on grounds that the parties are close to reaching a settlement. No previous requests for adjournment have been made. I have spoken with the *pro se* Plaintiff, Rocco Talarico, Jr., and he consents to the requested adjournment.

Mr. Talarico has also agreed to extend Con Edison's time to answer or move with respect to the Complaint, from August 14 to September 14, 2020. In the event settlement discussions fail, Con Edison intends to file a dispositive motion to dismiss. Accordingly, we request a stay of any initial scheduling and case management matters pending settlement discussions and any motion practice.

Thank you for your consideration.

Respectfully,

/s/ Paul Limmiatis

cc: Rocco Talarico, Jr. (via ECF)

**APPLICATION GRANTED:** The Defendant's deadline to respond to the complaint is hereby extended to September 14, 2020.

The telephonic Initial Case Management Conference scheduled for Wednesday, August 19, 2020 at 10:00 a.m. is hereby scheduled to Tuesday, September 29, 2020 at 12:30 p.m.

**APPLICATION GRANTED**

*Katharine H. Parker*

Hon. Katharine H. Parker, U.S.M.J.

08/12/2020